



STATE OF NEVADA
BEFORE THE NEVADA COMMISSION ON ETHICS

In the Matter of the Request for Opinion
Concerning the Conduct of **MOE HANZLIK**,
Trustee, Humboldt General Hospital District,
Humboldt County, State of Nevada,

**Request for
Opinion No. 09-23C**

Subject.

**EXECUTIVE DIRECTOR'S APPROVAL OF INVESTIGATION
AND RECOMMENDATION**

The following is to formalize the Executive Director's recommendation sent to the Panel members via e-mail before the Panel Proceeding on May 27, 2009. This recommendation is based on the investigation of the Ethics Complaint filed against Moe Hanzlik (Hanzlik) and on his response.

Facts

At all time relevant to the investigation, Hanzlik was on the Humboldt General Hospital Board (Hospital Board) in Humboldt County, State of Nevada. During the February 24, 2009 Hospital Board meeting, Hanzlik allegedly used his position to benefit himself by voting on the "check run" that included a payment for his Hospital Board salary without disclosing he would be receiving this money. Investigation, Exhibit 3, p. 18.

Nevada Revised Statutes (NRS)

The purpose of the Nevada Ethics in Government Law is to hold public officials accountable to the public they serve. Such officials should not use their positions to benefit themselves. NRS 281A.020.

Pursuant to NRS 281A.420(2), (4), Hanzlik may not vote to benefit himself, and must disclose any benefit he would receive from the Hospital Board before any such vote.

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Recommendation and Conclusion

Therefore, based on the above:

The recommendation is that the Panel find that just and sufficient cause DOES NOT EXIST for the Commission to render an opinion on the allegation on whether Hanzlik violated NRS 281A.420(2), (4) when he voted to approve payment of his Hospital Board salary.

Approval of Investigation and Executive Director's Recommendation by:

Dated: June 2, 2009


Patricia D. Cafferata, Esq.
Executive Director